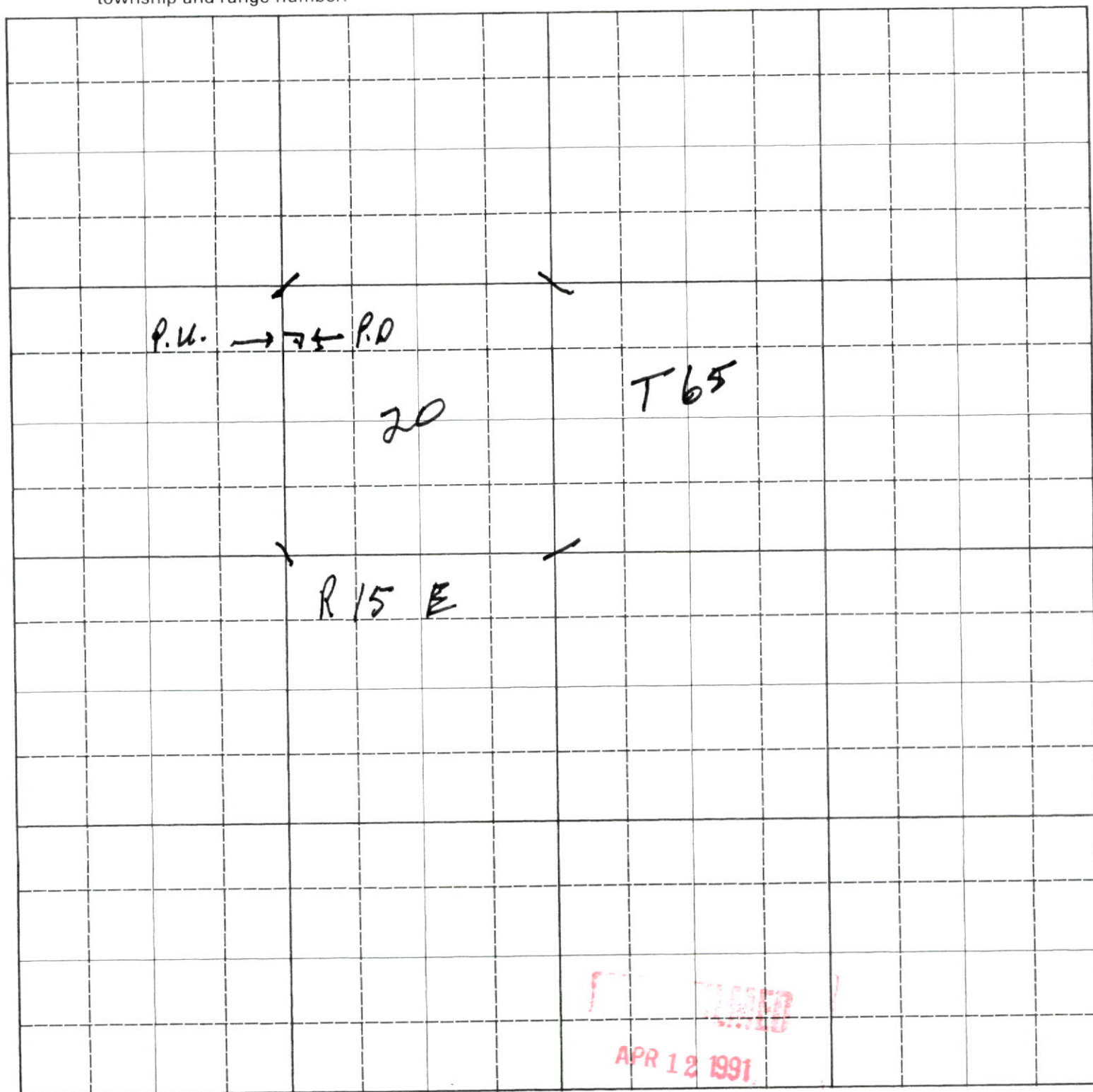


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Lois Wartburg
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 21 1994
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 37-8375
Phone No. 934-4730
1. Owner: HAROLD & LOIS WARTLUFT
Current Address: 567 NEBRASKA STREET, GOODING, ID 83330
2. Accompanied by: LOIS WARTLUFT EXAM. DATE: 6-11-93
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: GROUNDWATER tributary to _____

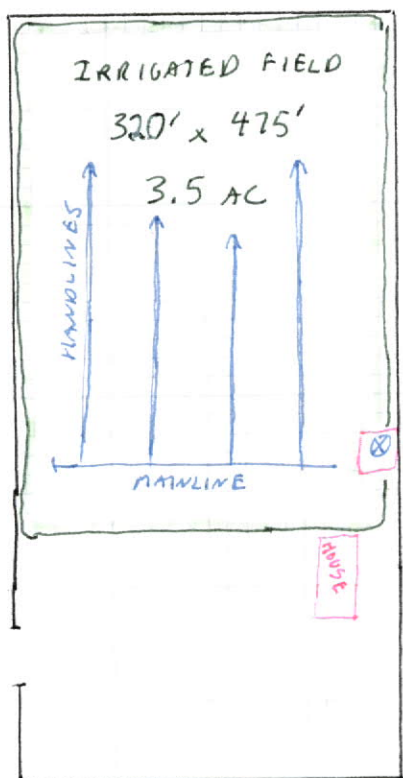
B. OVERLAP REVIEW

1. Other water rights with same place of use: 37-7250
_____ ☒ Copies Attached
2. Other water rights with same point of diversion: -NONE-
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

330' x 660'
5 ACRE LOT



WELL
SHACK BEING BUILT AROUND
WELL + PRESSURE TANK

Scale: 1" = 115'

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

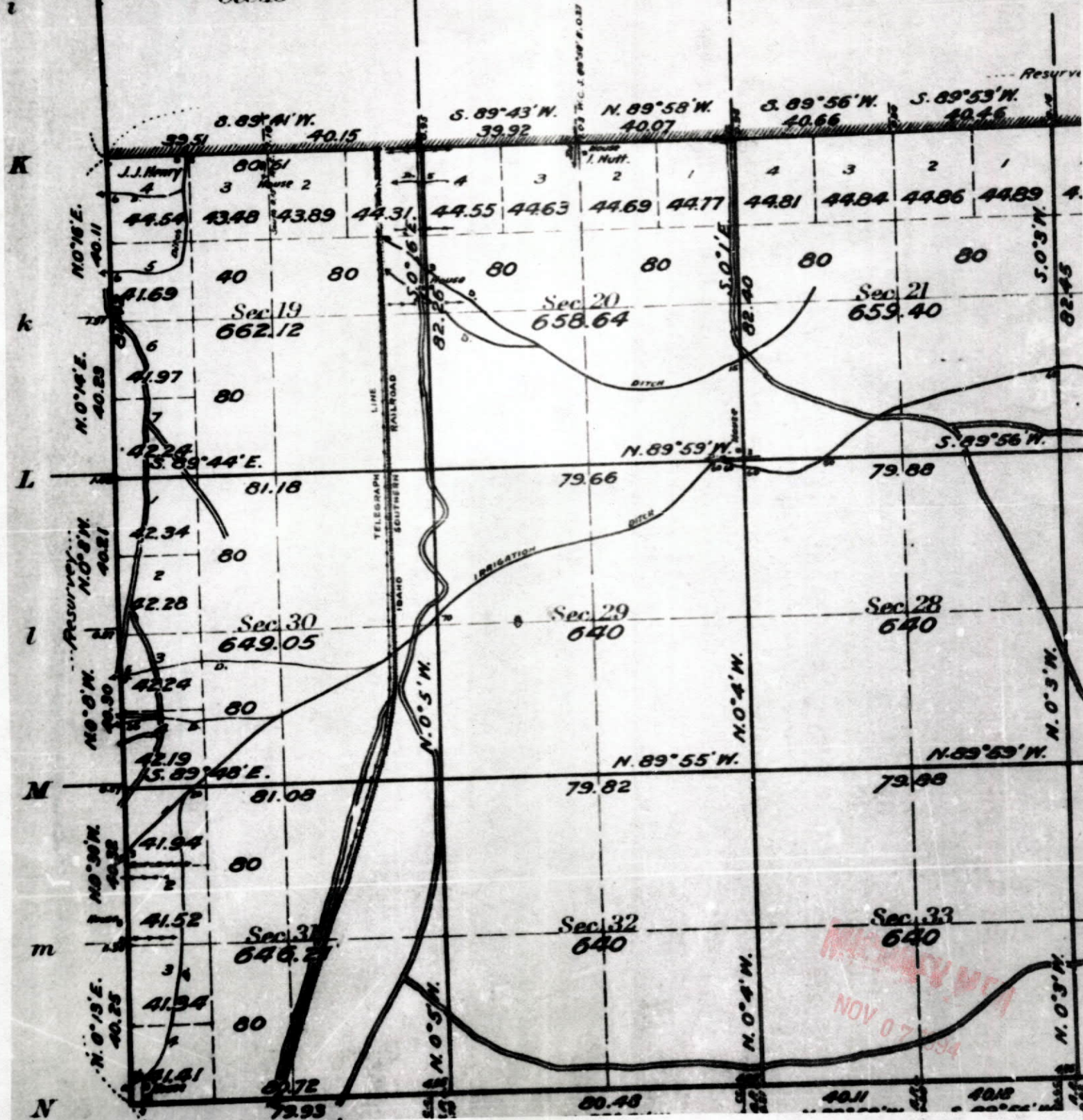
NOV 07 1994

T6S
R15E
Sec. 18

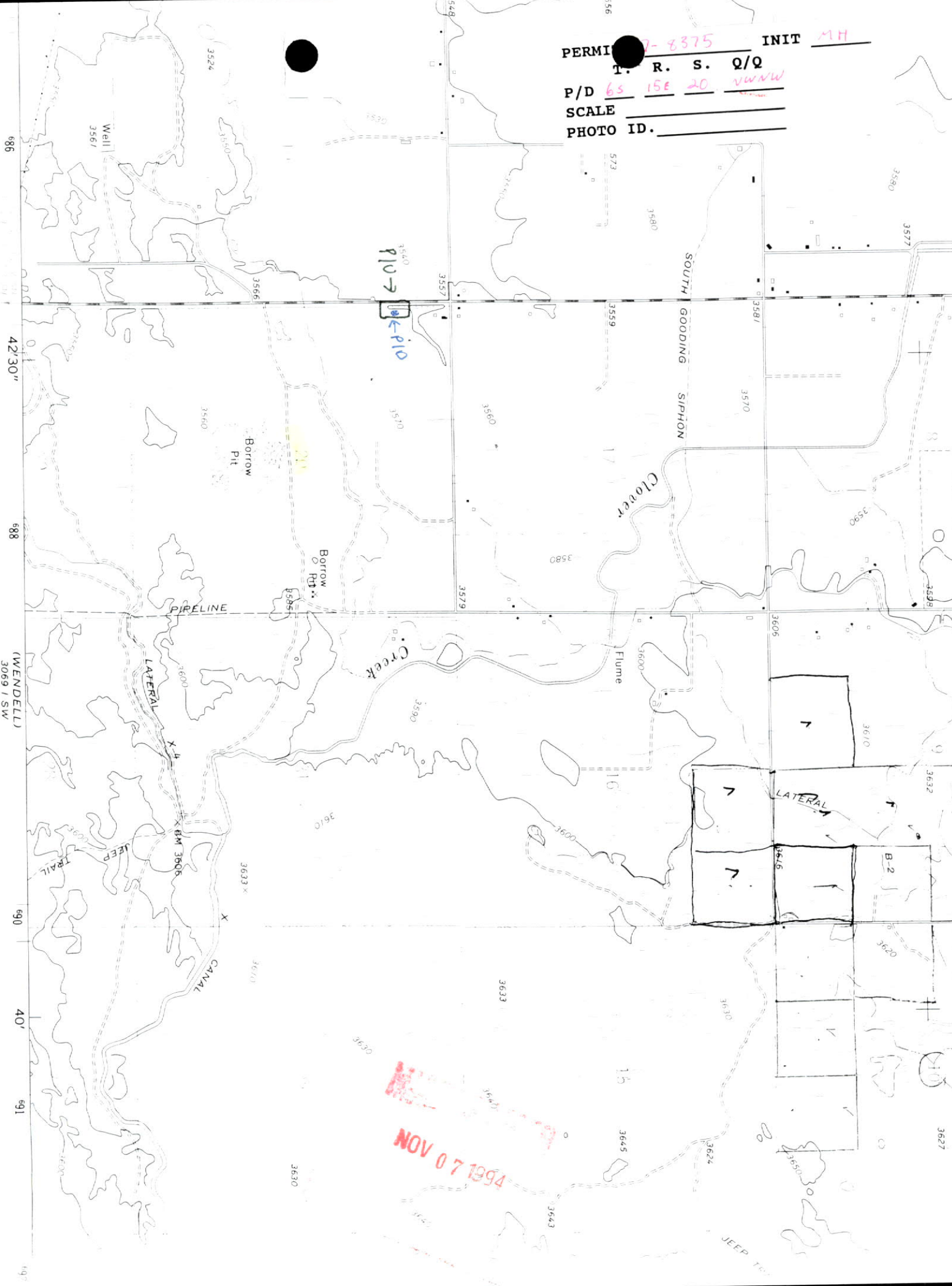
37-08375

Sec. 17

Sec. 16



PERMIT 7-8375 INIT MH
T. R. S. Q/Q
P/D 65 15E 20 VVVVV
SCALE _____
PHOTO ID. _____



NOV 07 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESUSE TYPEWRITER OR
BALLPOINT PEN

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.RECEIVED
JUL 11 1994

1. WELL OWNER Name <u>HAROLD WANTLOFF</u> Address <u>562 NEURNSKA</u> <u>GOODINE, IDAHO 83330</u> Owner's Permit No. _____		7. WATER LEVEL Static water level <u>222</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ OF, Quality _____ Describe artesian or temperature zones below _____																																																																																																																																																																																																																									
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☐ Pump ☐ Bailor ☐ Air ☐ Other _____ Discharge G.P.M. _____ Pumping Level _____ Hours Pumped _____ <u>UNTESTED</u>																																																																																																																																																																																																																									
3. PROPOSED USE ☒ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th>Bore Diam.</th><th>Depth From</th><th>To</th><th>Material</th><th>Water Yes</th><th>No</th></tr></thead><tbody><tr><td>8"</td><td>0</td><td>11</td><td>BROWN SOIL & CLAY</td><td></td><td></td></tr><tr><td>"</td><td>11</td><td>14</td><td>BROWN SANDSTONE</td><td></td><td></td></tr><tr><td>"</td><td>14</td><td>16</td><td>COARSE GRAY LAVA</td><td></td><td></td></tr><tr><td>"</td><td>16</td><td>30</td><td>BROWN LAVA</td><td></td><td></td></tr><tr><td>"</td><td>30</td><td>32</td><td>" " SCORIA</td><td></td><td></td></tr><tr><td>"</td><td>32</td><td>34</td><td>BROWN LAVA</td><td></td><td></td></tr><tr><td>"</td><td>34</td><td>36</td><td>" " SCORIA</td><td></td><td></td></tr><tr><td>"</td><td>36</td><td>47</td><td>BROWN LAVA</td><td></td><td></td></tr><tr><td>"</td><td>47</td><td>61</td><td>BROWN HARD CLAY</td><td></td><td></td></tr><tr><td>"</td><td>61</td><td>70</td><td>BROWN LAVA</td><td></td><td></td></tr><tr><td>"</td><td>70</td><td>76</td><td>DARK GRAY LAVA</td><td></td><td></td></tr><tr><td>"</td><td>76</td><td>83</td><td>" " SCORIA</td><td></td><td></td></tr><tr><td>"</td><td>83</td><td>87</td><td>DARK GRAY LAVA</td><td></td><td></td></tr><tr><td>"</td><td>87</td><td>91</td><td>" " SCORIA</td><td></td><td></td></tr><tr><td>"</td><td>91</td><td>95</td><td>DARK GRAY LAVA</td><td></td><td></td></tr><tr><td>"</td><td>95</td><td>117</td><td>VERY HARD LIGHT BROWN LAVA</td><td></td><td></td></tr><tr><td>"</td><td>117</td><td>118</td><td>DARK BROWN LAVA - SCORIA</td><td></td><td></td></tr><tr><td>"</td><td>118</td><td>126</td><td>DARK BROWN LAVA</td><td></td><td></td></tr><tr><td>"</td><td>126</td><td>137</td><td>LARGE RED CINDERES - SCORIA</td><td></td><td></td></tr><tr><td>"</td><td>137</td><td>141</td><td>EXTREMELY HARD BROWN LAVA - SCORIA</td><td></td><td></td></tr><tr><td>"</td><td>141</td><td>155</td><td>EXTREMELY HARD BROWN LAVA</td><td></td><td></td></tr><tr><td>"</td><td>155</td><td>161</td><td>VERY HARD GRAY LAVA</td><td></td><td></td></tr><tr><td>"</td><td>161</td><td>162</td><td>" " SCORIA</td><td></td><td></td></tr><tr><td>"</td><td>162</td><td>200</td><td>HARD GRAY LAVA</td><td></td><td></td></tr><tr><td>"</td><td>200</td><td>201</td><td>" " SCORIA</td><td></td><td></td></tr><tr><td>"</td><td>201</td><td>203</td><td>DARK LAVA</td><td></td><td></td></tr><tr><td>"</td><td>203</td><td>210</td><td>" " SCORIA</td><td></td><td></td></tr><tr><td>"</td><td>210</td><td>214</td><td>LAVA LAVA</td><td></td><td></td></tr><tr><td>"</td><td>214</td><td>220</td><td>SOFT BROWN LAVA - SCORIA</td><td></td><td></td></tr><tr><td>"</td><td>220</td><td>221</td><td>BROWN LAVA</td><td></td><td></td></tr><tr><td>"</td><td>221</td><td>223</td><td>" " SCORIA</td><td></td><td></td></tr><tr><td>"</td><td>223</td><td>246</td><td>BLACK LAVA</td><td></td><td></td></tr><tr><td>"</td><td>246</td><td>250</td><td>" " SCORIA</td><td></td><td></td></tr><tr><td>"</td><td>250</td><td>355</td><td>BLACK LAVA</td><td></td><td></td></tr><tr><td colspan="6">NOTE: WELL WAS CEMENTED 10' TO 16' & THEN DRILLED THROUGH</td></tr></tbody></table>		Bore Diam.	Depth From	To	Material	Water Yes	No	8"	0	11	BROWN SOIL & CLAY			"	11	14	BROWN SANDSTONE			"	14	16	COARSE GRAY LAVA			"	16	30	BROWN LAVA			"	30	32	" " SCORIA			"	32	34	BROWN LAVA			"	34	36	" " SCORIA			"	36	47	BROWN LAVA			"	47	61	BROWN HARD CLAY			"	61	70	BROWN LAVA			"	70	76	DARK GRAY LAVA			"	76	83	" " SCORIA			"	83	87	DARK GRAY LAVA			"	87	91	" " SCORIA			"	91	95	DARK GRAY LAVA			"	95	117	VERY HARD LIGHT BROWN LAVA			"	117	118	DARK BROWN LAVA - SCORIA			"	118	126	DARK BROWN LAVA			"	126	137	LARGE RED CINDERES - SCORIA			"	137	141	EXTREMELY HARD BROWN LAVA - SCORIA			"	141	155	EXTREMELY HARD BROWN LAVA			"	155	161	VERY HARD GRAY LAVA			"	161	162	" " SCORIA			"	162	200	HARD GRAY LAVA			"	200	201	" " SCORIA			"	201	203	DARK LAVA			"	203	210	" " SCORIA			"	210	214	LAVA LAVA			"	214	220	SOFT BROWN LAVA - SCORIA			"	220	221	BROWN LAVA			"	221	223	" " SCORIA			"	223	246	BLACK LAVA			"	246	250	" " SCORIA			"	250	355	BLACK LAVA			NOTE: WELL WAS CEMENTED 10' TO 16' & THEN DRILLED THROUGH					
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4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☒ Cable ☐ Dug ☐ Other _____																																																																																																																																																																																																																											
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ Thickness _____ inches Diameter _____ inches From _____ feet To _____ feet Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches Number _____ From _____ feet To _____ feet perforations _____ feet perforations _____ feet perforations _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>18</u> Material used in seal: ☒ Cement grout ☐ Bentonite ☐ Pudding clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent Weld _____ ☐ Cemented between strata Describe access port _____																																																																																																																																																																																																																											
6. LOCATION OF WELL Sketch map location must agree with written location. Subdivision Name _____ Department of Water Resources Lot No. _____ Block No. _____ County <u>GOODINE</u> <u>Sec. 20, T. 6, S. R. 15 E.</u>		11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>ELL DRILLING</u> Firm No. _____ Address <u>GOODINE, IDAHO</u> Date <u>7/11/94</u> Signed by (Firm Official) _____ and _____ (Operator) _____																																																																																																																																																																																																																									

37-8375

WARTLIFT



P/D - well cap IMMEDIATELY TO THE LEFT
OF THE RISER.

MAILED

NOV 07 1994

37-8375

WARTLUFT



P/U - IRRIGATION USE



P/U - DOMESTIC USE

NOV 07 1994

AFFIDAVIT of PUBLICATION

State of Idaho,)
) SS.
County of Gooding)

Patty Nance, being first duly sworn,
deposes and says that he is the printer (publisher) of the Gooding
County Leader, a newspaper published every week in Gooding, County
of Gooding, State of Idaho, that said newspaper has been continuous-
ly and uninterruptedly published for a period of seventy-eight consecu-
tive weeks prior to the first publication of the annexed notice, and is
a newspaper qualified to publish legal notices as provided by act of
the 1919 session of the legislature of the State of Idaho, known as
House Bill 145; that the annexed advertisement was published once
each week for 2 consecutive issues in said newspaper
proper and not in a supplement; that the date of the first publication
of said advertisement was on the 6th day of Feb.
19 91, and the date of the last publication was on the 13th
day of Feb., 19 91.

Patty Nance
Subscribed and sworn to before me this 13th
day of Feb., 19 91.
(SEAL)

Vincent Frankovic
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice _____

Number of Insertions 2X

_____ Lines tabular at _____ 6¢/Pica
337.5 Lines straight at 16.88 5¢/Pica
_____ Subsequent lines at 13.50 4¢/Pica
TOTAL COST 30.38

COPY OF NOTICE (Paste Here)

Not. Appl. Trust Wat. Rt.
TITLE OF NOTICE

W. & L. Wartluft.
37-08375
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Id. Dept. Wat. Res.
BILL TO

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

37-08375
WARTLUFT, HAROLD
WARTLUFT, LOIS
562 NEBRASKA STREET
GOODING, ID 83330
Source: GROUNDWATER
Diversion Pt: SWNNW Sec 20 T 06S R
15E

Use: IRRIGATION (.150 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.190 CFS)
Date Filed: 8/11/1988
In: T06S R15E S20 NWNW
5.0 ACRES TOTAL

The permit(s) will be subject to all prior
water rights. Protests may be submitted
based on the criteria of Sec. 42-203A,
Idaho Code and/or the new public in-
terest criteria of Sec. 42-203C, Idaho
Code. Protests must be filed with the
Director, Dept. of Water Resources,
Statehouse Mail, Boise, Idaho 83720 on
or before FEBRUARY 25, 1991.

-s- R. Keith Higginson
Director
G4836

Pub: 2-6, 13

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight.....5¢/Pica
7-8 pt. per line tabular.....6¢/Pica
7-8 pt. per line successive
insertions.....4¢/Pica

No 892

4836

OK
JL
2-14-91

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-08375

Priority: August 11, 1988

Maximum Diversion Rate:

0.15 CFS

Maximum Diversion Volume:

15.2 AF

This is to certify, that HAROLD WARTLUFT
LOIS WARTLUFT

562 NEBRASKA ST
GOODING ID 83330

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 11, 1988; and has submitted Proof of Beneficial Use on February 4, 1992. An examination indicates that the works have a diversion capacity of .180 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.11 CFS	14.0 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.15 CFS	15.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 4 (NWNW), Sec. 20, Township 06S, Range 15E
GOODING County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	15E	20	Lot 4(NWNW)	3.5		3.5

Total number of acres irrigated: 3.5

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

NOV 07 1994

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 37-08375

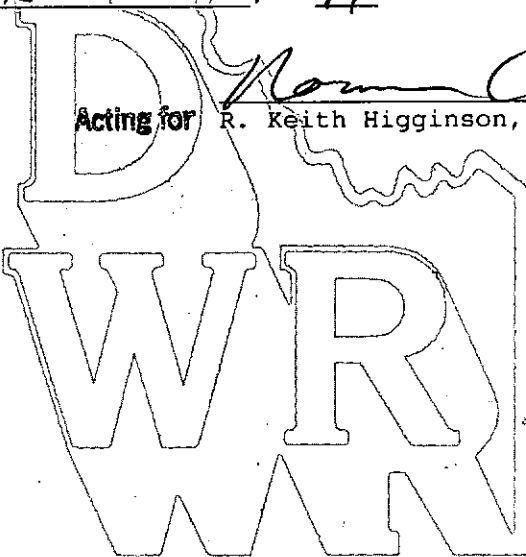
CONDITIONS/REMARKS:

6. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
7. The Director retains jurisdiction of the right issued to change, add or remove any requirement as determined to be appropriate.
8. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.0 afa per acre for the lands above.
9. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 26TH
day of OCTOBER, 1994.

Acting for

R. Keith Higginson, Director



NOV 07 1994

RECEIVED
FEB 4 1992

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 2-4-92
Receipt No. 1023129
Receipt by WLB

STATE OF IDAHO
Department of Water Resources DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 37-08375 Telephone No. 934-4730
2. Name(s) of Permit Holder(s): Harold & Lois Wartluft
3. Mailing Address: 567 Nebraska Street Gooding, ID 83330
4. Source of Water: Ground water

If **GROUNDWATER**, Well Driller's Name: Ray Roessler Well Drilling Date Drilled: 5-87

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic 1 (No. of households) Stockwater 6 horses (No. and type of stock)

Irrigation 5 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.19 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes ☒ No Installed? _____ Yes ☒ No

OR

Flow Measurement Port: Required? _____ Yes ☒ No Installed? _____ Yes ☒ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)
check # 5918

9. Person to contact to accompany the Department representative during field examination of the water system.

Harold or Lois Wartluft 934-4730
Name Telephone No.

567 Nebraska Street, Gooding, Idaho 83330
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

FEB 07 1992

Feb 3, 1992
Date

Lois Wartluft
Signature (and title, if on behalf of a company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 37-08375

Proposed Priority: August 11, 1988 Maximum Diversion Rate: 0.19 CFS
This is to certify, that **LOIS WARTLUFT**

HAROLD WARTLUFT
562 NEBRASKA ST.
GOODING, ID 83330

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	0.15 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.19 CFS

LOCATION OF POINT(S) OF DIVERSION: SWNNWN Sec. 20, Township 06S, Range 15E
GOODING County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	15E	20	NWNW	5		5

Total number of acres irrigated: 5

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **April 1, 1992**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
6. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
7. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.

APR 12 1991

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

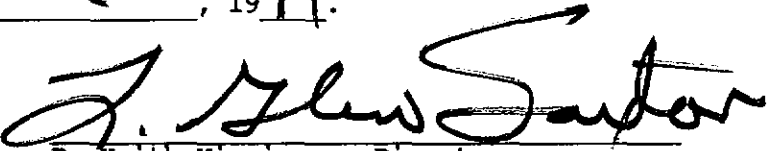
NO. 37-08375

CONDITIONS/REMARKS:

8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
9. Domestic use is for 1 home.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

21 st day of March, 1991.

for 
R. Keith Higginson, Director

RECORDED

APR 12 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

37-08375
RECEIVED

AUG 11 1988

To appropriate the public waters of the State of Idaho
Department of Water Resources
Southern Region Office

1. Name of applicant Harold/ or Lois Wartluft Phone (208) 934-4730
Post office address 562 Nebraska Street, Gooding, Idaho 83330

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 20 Township 6S Range 15E B.M. Gooding County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.15 for Irrigation purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.19 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is 8 inches inches; proposed depth of well is 255 feet.

d. Is ground water with a temperature of greater than 90°F being sought? no

7. Time required for the completion of the works and application of the water to the proposed beneficial use is
5 years (minimum 1 year).

APR 12 1991

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1 Household
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	15E	20						5											5
		20						D											

Total number of acres to be irrigated 5

10. Describe any other water rights used for the same purposes as described above. None

11. a. Who owns the property at the point of diversion? Applicant

b. Who owns the land to be irrigated or place of use? Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

APPROVED

APR 12 1991

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

P.U. → P.D.

20

T 65

R 15 E

APR 12 1891

Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Lois Wartburg
(Applicant)

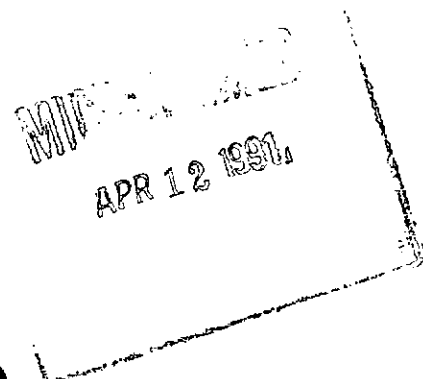
Received by M. Baldwin Date 8/11/88 Time 10:00am Preliminary check by JK
Fee \$ 30.00 Receipted by M. Baldwin # 5002686 Date 10/3/88
Publication prepared by BLM Date 7-28-91 Published in Gooding County Leader
Publication approved TJL Date 2-19-91 2-6-91 and 2-13-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 28, 1994

HAROLD WARTLUFT
LOIS WARTLUFT
562 NEBRASKA ST
GOODING ID 83330

RE: WATER RIGHT NO. 37-08375

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:dc

Enclosure

MAILED 11/07/94

NOV 07 1994

WRO749NP
No. L37-08375

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/03/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HAROLD WARTLUFT	08/11/1988	IRRIGATION	04-01 10-31	0.11 CFS	14.00 AFA
C	LOIS WARTLUFT		DOMESTIC	01-01 12-31	0.04 CFS	1.20 AFA
	562 NEBRASKA ST					
	GOODING ID 83330			TOTAL DIVERSION:	0.15 CFS	15.20 AFA
	(208) 934-4730					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.18 CFS

Point(s) of Diversion: T06S R15E S20

NWNW

GOODING County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
06S	15E	20	:								03							:	3.5	
																			TOTAL ACRES	3.5

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: GOODING

Other Water Rights Listing Overlapping Place(s) of use:

37-0086722 37-0087022 37-0087222 37-07250 37-08375

Conditions of Approval:

- R55 - This right is for the use of trust water and is subject to review
 - 20 years after the issuance of the permit to determine
 - availability of water and to re-evaluate the public interest.
- R56 - Diversion and use of water under this right is subject to an
 - annual use fee if rules are subsequently promulgated which
 - provide for the submittal of the fee.
- R57 - The Director retains jurisdiction of the right issued to
 - change, add or remove any requirement as determined to be
 - appropriate.
- R51 - This right when combined with all other rights shall provide no
 - more than .03 cfs per acre nor more than 4.0 afa per acre for the
 - lands above.

Remarks: Domestic use is for 1 home.

Dates:	App. Received:	08/11/1988	Priority Date:	08/11/1988
	Proof Due Date:	04/01/1992	Proof Made Date:	02/04/1992
	Exam Made Date:	06/11/1993	Exam Sent to S.O.:	09/21/1994
	Licensed Date:			

Misc: Water District Number: Field Exam Fee: R (Received)

LICENSE REVIEW CHECKLIST

PERMIT NO. 37-8375 DATE 10-3-94



NAME	Yes	No		Or Address Change?
PRIORITY DATE	___	___	___	Advance? ___ Advanced to: ___ Order to reinstate needed? ___ Incorrect fee for rate recommended? <u>NO</u>
SOURCE	___	___	___	Changes or just clarification of originally intended source? ___ Notice of Intent to Void necessary? ___
POINT OF DIV	___	___	___	Amendment needed? ___ Overlaps? ___
PLACE OF USE	___	___	___	Amendment needed? ___ Overlaps? ___
DIV RATE	___	___	___	Permit/fee limits: <u>.19 CFS</u> Meas Q = <u>.18</u> Theo Q = <u>.13</u> Recommend: <u>.15 CFS</u> <u>36 x 2.24 gpm = 80.64 gpm or .18 CFS</u> <u>3.5 x .03 = .11 CFS</u> DOMESTIC = <u>.04</u> Combined rates exceed capacity ___
ANNUAL VOLUME	___	___	___	Season of use: <u>4.0 (4-1 to 10-31)</u> new Calculations: <u>3.5 x 4 = 14.0</u> <u>Dom = 1.2</u> Flow limit: ___ cfs x ___ x 1.9835 = ___ Combined volumes exceed capacity/allowable ___
USES	___	___	___	Change in Nature of Use or additional uses? ___ Amendment necessary? ___
REMARKS	___	___	___	Multiple p/d(s) in ¼ ¼? ___ Other ___
CONDITIONS	___	___	___	Measuring/Locking Devices ___ Watermaster control - District ___ <u>R51</u> Irrigation Overlap ___ Water Quality <u>R55</u> ___ Other <u>TRUST R50, R57</u> Heat/Cool/ Fish verified ___

COMMENTS: Reduce acres and rate

RECOMMENDED	CFS	VOL	SRBA Claim Filed	NO-NA
<u>Irrigation</u>	<u>.11</u>	<u>14.0</u>	Adjustment Memo Needed	<u>NO</u>
<u>Domestic</u>	<u>.04</u>	<u>1.2</u>		
<u>Totals</u>	<u>.15</u>	<u>15.2</u>	LICENSE	___
			1ST AMENDMENT LETTER	___
			FINAL AMENDMENT LETTER	___

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 21 1994
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 37-8375
Phone No. 934-4730
1. Owner: HAROLD & LOIS WARTLUFT
Current Address: 567 NEBRASKA STREET, GOODING, ID 83330
2. Accompanied by: LOIS WARTLUFT EXAM. DATE: 6-11-93
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: GROUNDWATER tributary to _____

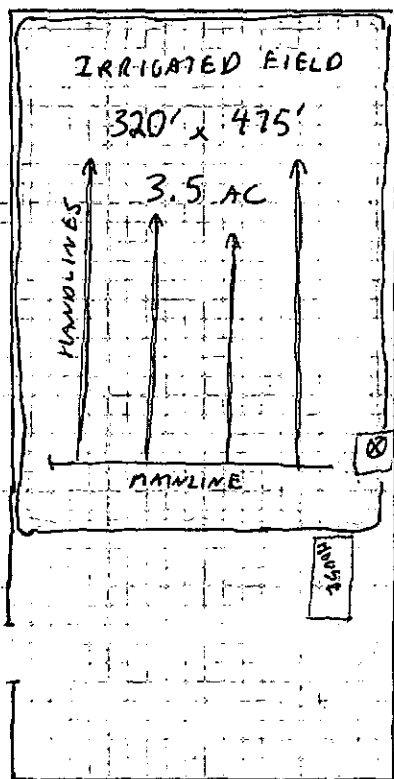
B. OVERLAP REVIEW

1. Other water rights with same place of use: 37-7250
_____ ☒ Copies Attached
2. Other water rights with same point of diversion: -NONE-
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

330' x 660'
5 ACRE LOT



WELL
SHACK BEING BUILT AROUND
WELL & PRESSURE TANK

NOV 07 1994

Scale: 1" = 115'

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

AN 8" (ASED) WELL WITH 7.5 HP PUMP LIFTING WATER FROM 222 FEET SUPPLIES WATER TO A HOUSE AND 3.5 ACRE FIELD. AT THE TIME OF THE EXAM, THE IRRIGATION SYSTEM WAS DISCONNECTED AND A LARGE 1 1/2 INCH HOSE WITH A 3/4" ORIFICE WAS BEING USED TO WASH HEAVY EQUIPMENT. A PRESSURE TANK (40-60) BY THE WELL SERVES THE HOUSE. AS THE HOUSE WAS NEW, NO LAWN WAS AROUND THE HOUSE AT THE TIME OF THE EXAM.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	FRANKLIN ELECTRIC	7.5	MODEL # 282 2019 303	SUB	

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	NW	NW	20	6s	15E	GOOPING	QUAD

6. **Place(s) of Use:**

Indicate Method of Determination QUAD

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6s	15E	20						3.5	0										3.5 / 0

NOV 07 1934

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

WHILE MOVING THROUGH A $\frac{3}{4}$ " ORIFICE, WATER PRESSURE WAS 23 PSI.
 $\frac{3}{4}$ " DIA HOLE IS EQUIVALENT TO 56 $\frac{1}{8}$ " NOZZLES + $\frac{1}{8}$ " NOZZLE = 2.24 GPM @ 23 PSI
 $36 \times 2.24 \text{ GPM} = 80.64 \text{ GPM} = 0.18 \text{ CFS}$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: THEORETICAL (7.5 HP, 222' LIFT, 23 PSI) = 0.17 CFS

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
 Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)
 Water HP: (3) x (4) ÷ 8.8 = _____ (5)
 Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)
 Meter Input HP: (6) x 1.34 = _____ (7)
 Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)
 Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated})^{\frac{3.5}{0.15, 11}} \times (\text{Irrigation Requirement})^{\frac{4.0}{2.5}} = 14.0$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{26.8}{46.9}$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 14.0$

2. Volume Calculations for Other Uses:

DOMESTIC - internal + external = 1.2

NOV 07 1994

H. REMARKS AND OVERLAP REVIEW ANALYSIS

DOMESTIC COMPONENT INCLUDES 1/2 ACRE OF IRRIGATION SEPARATE FROM 3.5 ACRE IRRIGATION.

PLACE OF USE OVERLAP WITH 37-7250, NO ADJUDICATION CLAIM FILED. WARTLIFT'S WERE UNAWARE OF THIS LICENCE

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4/1	11/1	0.11	14
DOMESTIC	1-1	12-31	0.04	1.2
Totals:			0.15 cfs	15.2 afa

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name MICHAEL HARSHBARGER
Signature Michael Harshbarger
Certification Date _____
Field Report Preparation Date 8-11-93

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

NOV 07 1994

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 37-8375

DATE: 8-9-93

BY: ATH

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (\text{H.P.}) \times (\text{EFF.})}{\text{TDH}}$

Q = CFS

H.P. = Total Brake Horsepower of pumping plant (including booster)

EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)

TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]

LIFT = depth to water in FEET from land surface to pumping water level

PSI = pumping pressure measured in psi near pump
(if open discharge assume zero [0])

$$Q = \frac{(8.8) \times (7.5 \text{ H.P.}) \times (0.70)}{[(222 \text{ ft.}) + (23 \text{ PSI} \times 2.31)]} = 0.17$$

LIFT FROM:
measurement ()

owner ()

area estimate ()

well logs (X)

Booster (Y)

PSI FROM:

measurement ()

owner ()

estimate ()

owner gage (X)

(N)

NOTES ON PUMP:

Motor Make, Serial or ID

Pump Make, Serial or ID, rating

FRANKLIN ELECTRIC

MODEL # 282 2019 303

REMARKS

ANNUAL VOLUME ANALYSIS

POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

(season) (days)

3/15 - 11/15

246

4/1 - 11/1

215

4/15 - 10/15

184

3/1 - 12/1

276

POTENTIAL = $\frac{(215) \times (1.98) \times (0.17)}{4.2 \text{ AC.}}$

POTENTIAL = 17.2

REQUIRED Acre Feet/Acre/Annum = 4.0

(AF/Ann/Ac irrigation requirement from chart for area)

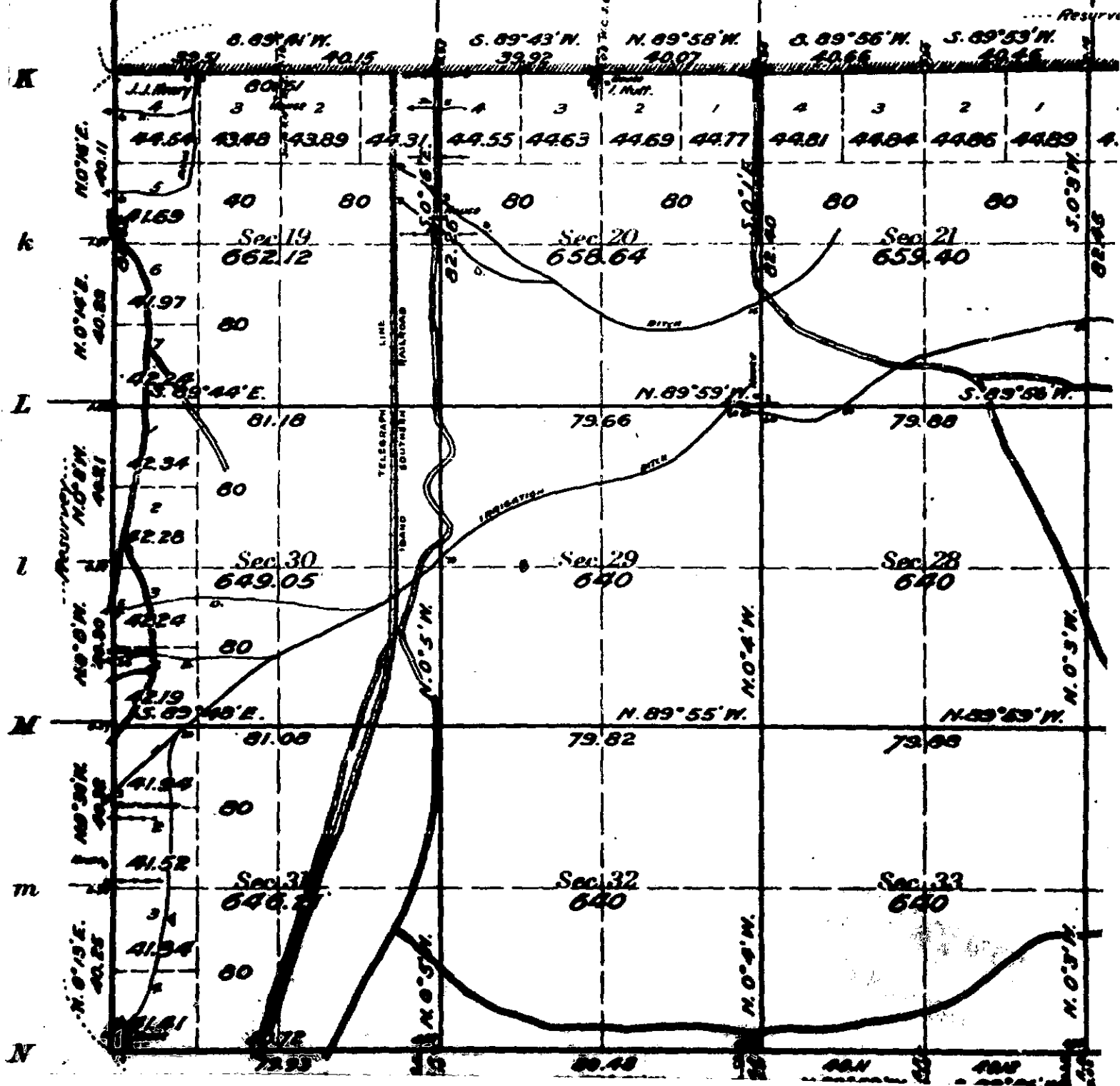
NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY (X)

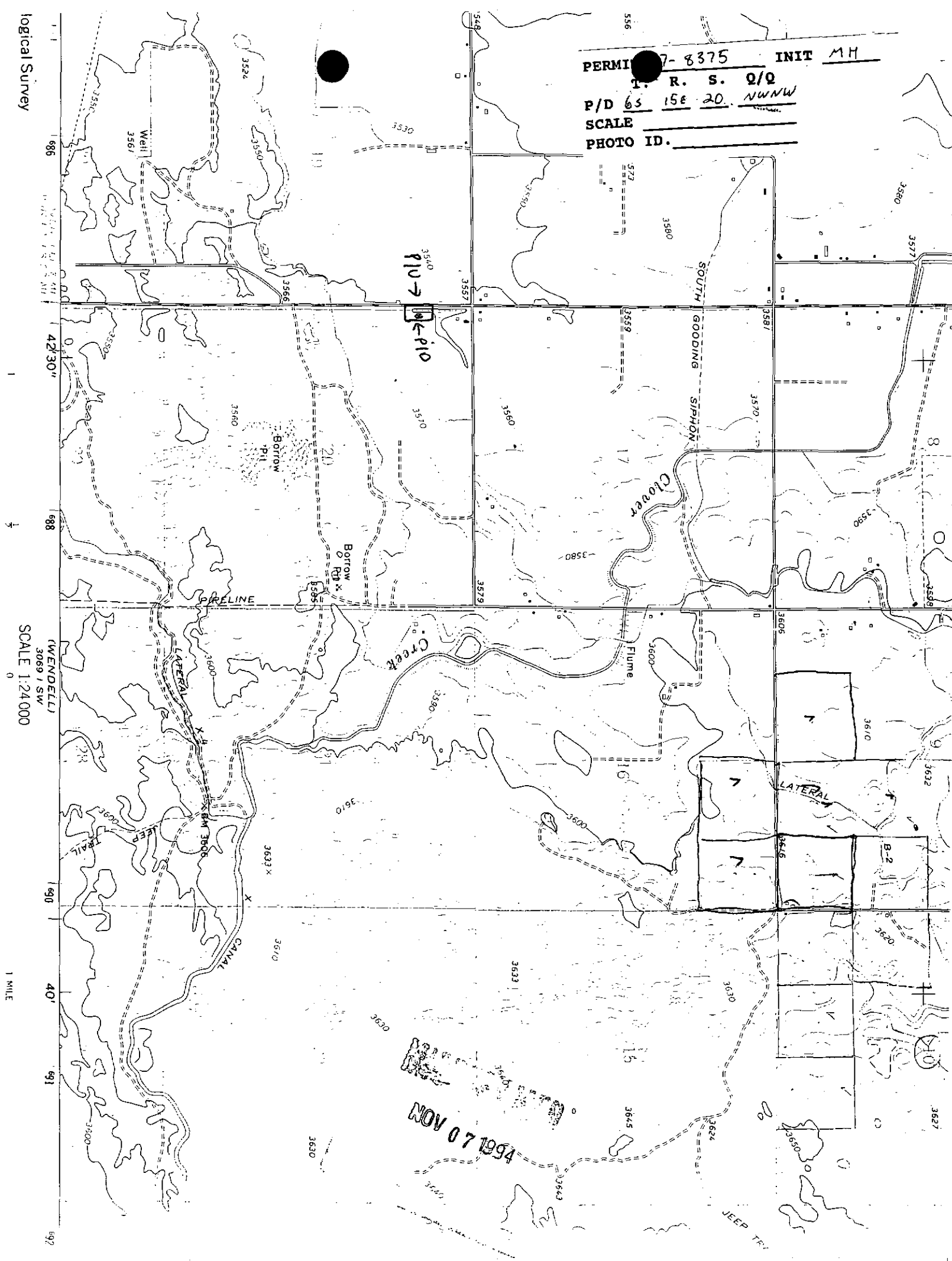
IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()

NOV 07 1994

Sec. 16



PERMIT 7-8375 INIT MH
T. R. S. Q/Q
P/D 65 15E 20. NWNW
SCALE _____
PHOTO ID. _____

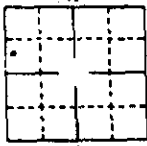


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESUSE TYPEWRITER OR
BALLPOINT PEN

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

RECEIVED

1. WELL OWNER Name <u>HAROLD WATSON</u> Address <u>GOODINE, IDAHO 83330</u> Owner's Permit No. _____		7. WATER LEVEL Static water level <u>222</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ of. Quality _____ Describe strata or temperature zones below																																																																																																																																																																																																																	
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☐ Pump ☐ Baller ☐ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td><u>UNTESTED</u></td><td></td><td></td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped	<u>UNTESTED</u>																																																																																																																																																																																																												
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5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td><u>250</u> inches</td><td><u>8</u> inches</td><td><u>1</u> feet</td><td><u>67</u> feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches <table border="1"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>18</u> Material used in seal: ☒ Cement grout ☐ Bentonite ☐ Pudding clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent ☐ Cemented between strata Describe access port _____		Thickness	Diameter	From	To	<u>250</u> inches	<u>8</u> inches	<u>1</u> feet	<u>67</u> feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number	From	To	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>ALL DRILLING</u> Firm No. <u>1057H</u> Address <u>GOODINE, IDAHO 83330</u> Date <u>12 MAY 1982</u> Signed by (Firm Official) <u>Joe Watson</u> and (Operator) <u>Myron</u>																																																																																																																																																																																	
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6. LOCATION OF WELL Sketch map location must agree with written location.  Subdivision Name _____ Department of Water Resources _____ Lot No. _____ Block No. _____ County <u>GOODINE</u> Sec. <u>4 NW 1/4</u> T. <u>32N</u> R. <u>15E</u>																																																																																																																																																																																																																			

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

37-8375
WARTLUFT

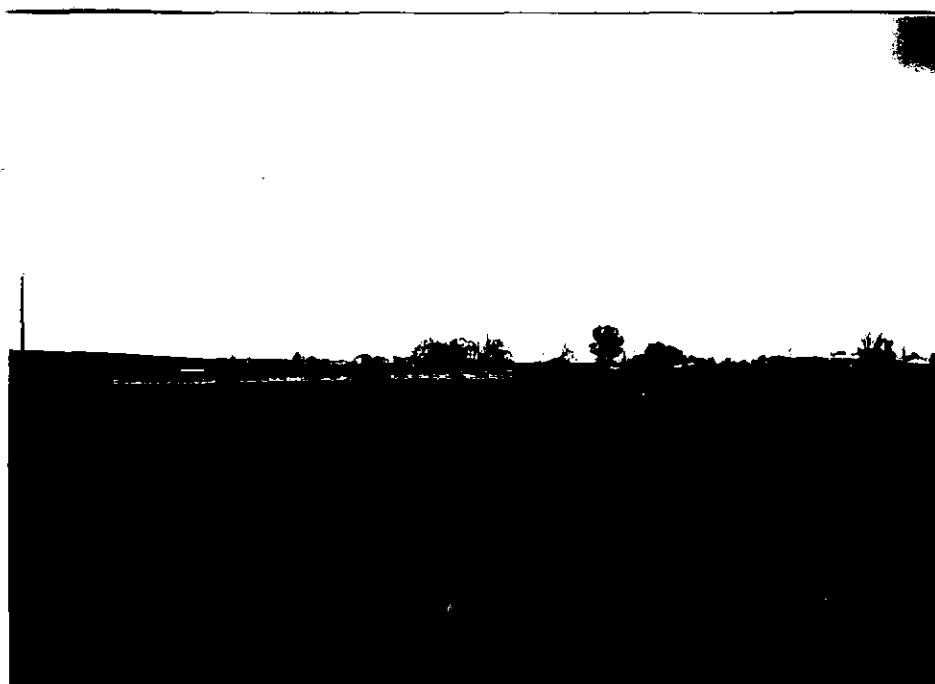


P/O - well CAP IMMEDIATELY TO THE LEFT
OF THE RISER.

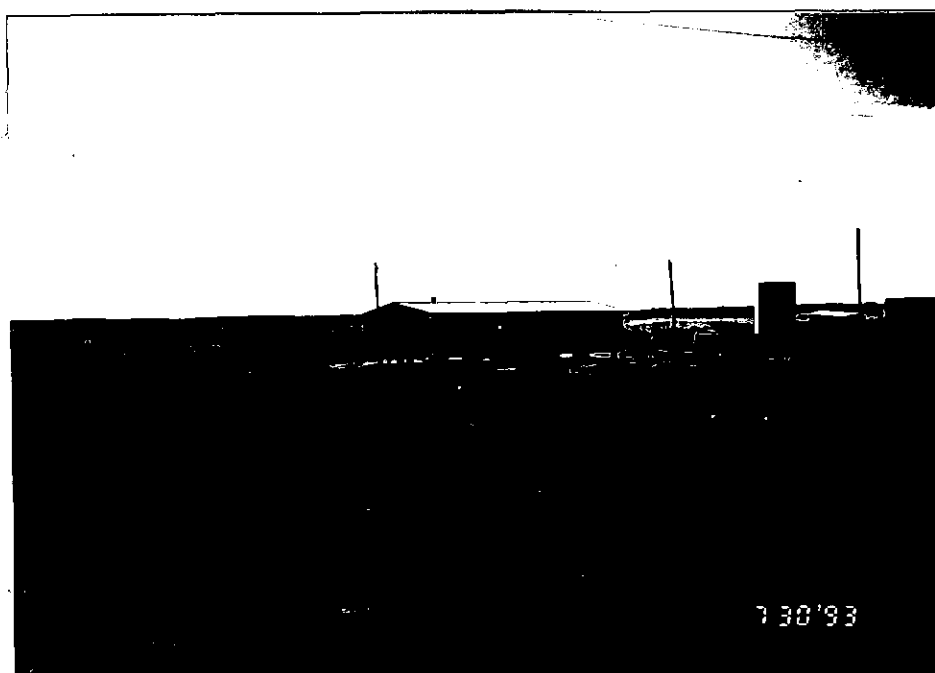
NOV 07 1994

37-8375

WARTLUFT



P/U - IRRIGATION USE



P/U - DOMESTIC USE

NOV 07 1994

February 6, 1992

LOIS WARTLUFT
HAROLD WARTLUFT
562 NEBRASKA ST.
GOODING ID 83330

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08375

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)736-3033.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

FEB 07 1992

January 31, 1992

LOIS WARTLUFT
HAROLD WARTLUFT
562 NEBRASKA ST.
GOODING ID 83330

PROOF DUE NOTICE

RE: PERMIT NO. 37-08375

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

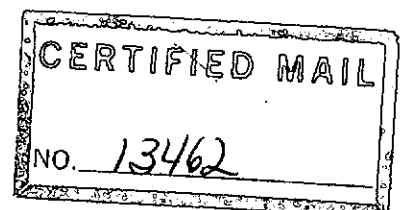
SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

MICROFILMED

FEB 07 1992



Idaho for the use and benefit of the people within the state.
Conditions pertaining to a term review, annual use fee and
jurisdiction of the permit are trust water conditions.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

APR 12 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 28, 1991

HAROLD WARTLUFT
LOIS WARTLUFT
562 NEBRASKA ST.
GOODING, ID 83330

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 37-08375

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of

RECEIVED
APR 12 1991

AFFIDAVIT of PUBLICATION

State of Idaho,)
) SS.
County of Gooding)

Patty Nance, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho, that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 6th day of Feb. 19 91, and the date of the last publication was on the 13th day of Feb., 19 91.

Patty Nance
Subscribed and sworn to before me this 13th day of Feb., 19 91.
(SEAL)

Vivian Gooding
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice _____
Number of Insertions 2X

Lines tabular at _____ 6¢/Pica
337.5 Lines straight at 16.88 5¢/Pica
Subsequent lines at 13.50 4¢/Pica
TOTAL COST 30.38

COPY OF NOTICE (Paste Here)

Not. Appl. Trust Wat. Rt.
TITLE OF NOTICE

H. & L. Wartluft.

37-08375

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Id. Dept. Wat. Res.
BILL TO

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

37-08375
WARTLUFT, HAROLD
WARTLUFT, LOIS
562 NEBRASKA STREET
GOODING, ID 83330
Source: GROUNDWATER
Diversion Pt: SWNWNW Sec 20 T 06S R 15E

Use: IRRIGATION (.150 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.190 CFS)

Date Filed: 8/11/1988
In: T06S R15E S20 NWNW
5.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before FEBRUARY 25, 1991.

-s- R. Keith Higginson
Director
G4836

Pub: 2-6, 13

PUBLICATION RATES (Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight.....5¢/Pica
7-8 pt. per line tabular.....6¢/Pica
7-8 pt. per line successive
insertions.....4¢/Pica

No 892

48.36

OK
2-14-91

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

JANUARY 28, 1991

Gooding County Leader
442 Main Box 56
Gooding, ID 83330

Dear Legal Dept.:

Enclosed you will find legal notices which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before FEBRUARY 25, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

MICROFILMED
APR 12 1991

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

37-08375

WARTLUFT, HAROLD
WARTLUFT, LOIS
562 NEBRASKA STREET
GOODING, ID 83330

Source: GROUNDWATER

Diversion Pt: SWNWNW Sec 20 T 06S R 15E

Use: IRRIGATION (.150 CFS)
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R. Keith Higginson, Director

Published 2/ 6/1991 & 2/13/1991

APR 12 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

RECEIVED
JAN 11 1991

Application No. 37-8375

Department of Water Resources

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

- 1a. Are you the current owner of the land or place of use described under this application? Yes ☒ No ☐
b. If you are not the property owner, please describe the arrangement enabling you to develop the proposed project.

- 2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes ☐ No ☒
b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain conditions. You may be asked to verify uses established prior to October, 1984.)

3. If you answered NO to ques #2a, please state the number of acres you have irrigated with this source after October 1, 1984. 3.0 acres

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete. _____

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant Lois Wartluft

Date 1-9-91

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Cont 5 acres = Trust Acres.
TJL
1-14-91



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 7, 1991

RE: APPLICATION FOR PERMIT NO. 37-8375

Dear APPLICANT:

Due to the Swan Falls litigation, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development, if any, that has already occurred under the application. Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments &/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water. Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the Department to void the application.

Please be further advised that if any undeveloped portion of your proposed project is greater than 200 acres, or if the application proposes diversion of more than 5.0 cfs, the department will issue a notice requesting additional information as required by Water Appropriation Rule 4,5. (copy enclosed). In particular, rules 4,5,3. through 4,5,3,5. apply to your project if it is more than 200 acres. If necessary, the rule 4,5. information notice will be sent to you after you return the questionnaire.

FILED

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If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is also shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Spec.

Enclosures

MICROFILMED

APR 12 1991

07-Nov-1988

Harold &/or Lois Wartluft
562 Nebraska St.
Gooding, ID 83330

Re: Application for permit No. 37-08375

Dear Applicant (s):

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

Because your application proposes to appropriate water which has been identified as "trust water" in the Swan Falls agreement, it will be processed under rules and regulations for water appropriation that have been adopted as required by law.

Under the rules, applications will be processed at a rate which allows development of 20,000 acres per year. The oldest applications will be processed first, provided that applicants are willing and able to proceed.

For this reason, it is not possible to estimate at this time when action will be taken on your application.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB

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